

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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In the Matter of:

THE KENTUCKY PUBLIC SERVICE COMMISSION)	
VS.)	CASE NO. 8854
MARTIN'S GAS COMPANY)	

O R D E R

On January 7, 1983, in response to inquiries regarding ownership of facilities and concern with respect to gas leaks, the Commission investigated the facilities of the Hall Oil and Gas Company, Topmost, Kentucky, and those of Martin's Gas Company to determine ownership, operation and physical condition of the natural gas system. A copy of the Staff Report dated February 23, 1983, is attached hereto (Appendix A). The Report recommends, among other things, that a hearing be scheduled and that Mr. Farris Martin, owner of Martin's Gas Company, be directed to appear and show cause why his operation should not be subject to the rules and regulations of the Commission.

Following an informal conference between Mr. Martin and the Commission Staff held March 30, 1983, the Commission, by letter dated April 7, 1983, (Appendix B) advised Mr. Martin that, in the opinion of the Commission, he is operating a utility within the meaning of KRS 278.010 and that he should apply for a certificate of convenience and necessity.

By letter dated April 18, 1983, (Appendix C) Mr. Martin advised the Commission that, in his opinion, Martin's Gas Company is not a utility.

The Commission, having considered the matter and being advised, HEREBY ORDERS that Martin's Gas Company shall appear at the offices of the Commission in Frankfort, Kentucky, on July 7, 1983, at 1:30 p.m., Eastern Daylight Time, and show cause, if any it can, why it should not be subject to the jurisdiction of the Commission.

Done at Frankfort, Kentucky, this 8th day of June, 1983.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:

Secretary